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| <b>NOTICE OF APPEAL FROM THE EXAMINER TO<br/>THE BOARD OF PATENT APPEALS AND INTERFERENCES</b> |  | Docket Number (Optional)<br><b>05500-00148-US</b> |
| In re Application of<br><b>Ghislaine Tissot-Lecuelle et al.</b>                                |  |   |
| Application Number<br><b>10/538,130-Conf. #1355</b>  |  | Filed<br><b>June 29, 2006</b>                     |
| For <b>FERTILE TRANSPLASTOMIC LEGUMINOUS PLANTS</b>  |  |   |
| Art Unit<br><b>1638</b>  |  | Examiner<br><b>A. R. Kubelik</b>                  |

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) \$ 540.00

☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ \_\_\_\_\_

☐ A check in the amount of the fee is enclosed.

☒ Payment by credit card. Form PTO-2038 is attached.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 03-2775.

☒ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

**WARNING: INFORMATION ON THIS FORM MAY BECOME PUBLIC. CREDIT CARD INFORMATION SHOULD NOT BE INCLUDED ON THIS FORM. PROVIDE CREDIT CARD INFORMATION AND AUTHORIZATION ON PTO-2038.**

I am the

☐ applicant /inventor. \_\_\_\_\_  
/Liza D. Hohenschutz/  
Signature

☐ assignee of record of the entire interest.  
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96) \_\_\_\_\_  
Liza D. Hohenschutz  
Typed or printed name

☒ attorney or agent of record.  
Registration number 33,712 \_\_\_\_\_  
(302) 658-9141  
Telephone number

☐ attorney or agent acting under 37 CFR 1.34.  
Registration number if acting under 37 CFR 1.34. \_\_\_\_\_ \_\_\_\_\_  
*November 18, 2009*  
Date

**NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.**

☐ \*Total of 1 forms are submitted.